

1 PETER SULLIVAN, SBN 101428
2 PSullivan@gibsondunn.com
3 SAMUEL G. LIVERSIDGE, SBN 180578
4 SLiversidge@gibsondunn.com
5 CHRISTOPHER CHORBA, SBN 216692
6 CChorba@gibsondunn.com
7 GIBSON, DUNN & CRUTCHER LLP
8 333 South Grand Avenue
9 Los Angeles, California 90071-3197
Telephone: (213) 229-7000
Facsimile: (213) 229-7520

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7 Attorneys for Defendant
8 HEWLETT-PACKARD COMPANY

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CARL K. RICH and DAVID DURAN,
individually and on behalf of all others similarly
situated,

Plaintiff,

v.

HEWLETT-PACKARD COMPANY, a
California Corporation; and DOES 1 through
250, inclusive,

Defendants.

CASE NO. C-06-03361-JF (HRL)

**STIPULATION AND [PROPOSED] ORDER
TO CONTINUE THE DEADLINE TO
COMPLETE THE ADR PROCESS**

[N.D. Cal. Local Rule 6-1(b)]

Through this Joint Stipulation and [Proposed] Order Plaintiff Carl Rich and David Duran (“Plaintiffs”) and Defendant Hewlett-Packard Company (“Defendant”) agree to continue the deadline to complete the ADR process an additional ninety days, to and including May 29, 2007. The parties hereby request that the Court approve this extension pursuant to Civil L.R. 6-1(b).

1 **JOINT STIPULATION**

2 WHEREAS the parties filed their stipulation selecting an ADR process pursuant to Civil
3 L.R. 16-8 and ADR L.R. 3-5;

4 WHEREAS the parties' stipulation provided for private, non-binding mediation to be
5 completed by February 28, 2007;

6 WHEREAS Plaintiffs recently amended their complaint following the Court's order dated
7 December 4, 2006, on Defendant's Motion to Dismiss;

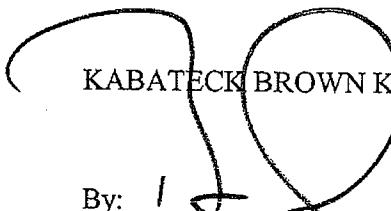
8 WHEREAS pursuant to Local Rule 6-1(a) the parties agreed to extend the deadline for
9 Defendant to answer the Second Amended Complaint to February 28, 2007; and

10 WHEREAS the parties agree that they require additional time to investigate the claims in
11 Plaintiffs' Second Amended Complaint and to assess their respective positions before conducting a
12 mediation session in this matter.

13 ACCORDINGLY, pursuant to Local Rule 6-1(b), the parties, by and through their counsel of
14 record, hereby stipulate to, and request the Court's approval of an extension of the deadline to
15 complete the ADR process an additional ninety days, to and including May 29, 2007.

16 IT IS SO STIPULATED.

17 DATED: February 27, 2007

18 
KABATECK BROWN KELLNER LLP

19 By: Brian S. Kabateck
20

21 Attorneys for Plaintiffs

23 DATED: February 27, 2007

24 
GIBSON, DUNN & CRUTCHER LLP

25 By: Christopher Chorba
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27 Attorneys for Defendant

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1
2 **[PROPOSED] ORDER**
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4 Pursuant to the parties' stipulation, the deadline to complete private non-binding mediation in
the above-captioned matter is hereby continued to May 29, 2007.

5 IT IS SO ORDERED.
6 DATED: 3/2/07


7 UNITED STATES DISTRICT JUDGE
8 Jeremy Fogel

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1 **CERTIFICATE OF SERVICE**

2 I, Christopher Chorba, hereby certify that on February 27, 2007, I caused the foregoing
3 **STIPULATION AND [PROPOSED] ORDER TO CONTINUE THE DEADLINE TO**
4 **COMPLETE THE ADR PROCESS** to be electronically filed and served upon the persons named
5 below via the Court's Electronic Case Filing ("ECF") system. This document is available for
6 reviewing and downloading from the ECF system.

7 **Attorneys for Plaintiffs**

8 KABATECK BROWN KELLNER LLP
9 BRIAN S. KABATECK
10 RICHARD L. KELLNER
11 ALFREDO TORRIJOS
12 350 South Grand Avenue, 39th Floor
13 Los Angeles, CA 90071
14 TEL: (213) 217-5000
15 FAX: (213) 217-5010

16 COTCHETT, PITRE & MCCARTHY
17 NIALL P. MCCARTHY
18 LAURA E. SCHLICHTMANN
19 840 Malcolm Road, Suite 200
20 Burlingame, CA 94010
21 TEL: (650) 697-6000
22 FAX: (650) 692-3606

23 MCNICHOLAS & MCNICHOLAS
24 PATRICK MCNICHOLAS
25 10866 Wilshire Boulevard, #1400
26 Los Angeles, CA 90024
27 TEL: (310) 474-1582
28 FAX: (310) 475-7871

1 THE GARCIA LAW FIRM
2 STEPHEN M. GARCIA
3 1 World Trade Center #1950
4 Long Beach, CA 90831-1950
5 TEL: (562) 216-5270
6 FAX: (562) 216-5271

7 DATED: February 27, 2007

8 GIBSON, DUNN & CRUTCHER LLP
9 PETER SULLIVAN
10 SAMUEL G. LIVERSIDGE
11 CHRISTOPHER CHORBA

12 By: _____ /s/ Christopher Chorba* _____

13 Attorneys for Defendant HEWLETT-PACKARD
14 COMPANY

15 * I hereby attest that I have on file all holograph
16 signatures for any signatures indicated by a "conformed"
17 signature (/s/) within this efiled document.